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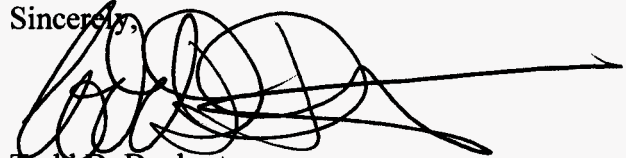
Marlene Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: WC Dockets Nos. 05-196 and 04-36
Subscriber Acknowledgement Report

Dear Ms. Dortch:

Xspedius Communications, LLC ("Xspedius"), by its attorneys, hereby files the attached "Subscriber Acknowledgement Report" in accordance with the requirements set forth in the Federal Communication Commission's Public Notice, *Enforcement Bureau Provides Further Guidance to Interconnected Voice Over Internet Protocol Service Providers Concerning Enforcement of Subscriber Acknowledgement Requirement*, WC Docket Nos. 04-36 and 05-196, DA 05-2085 (rel. August 26, 2005). Please feel free to contact the undersigned if you have any questions or need additional information.

Sincerely,



Todd D. Daubert,

Counsel for Xspedius Communications

Attachment

Xspedius Communications, LLC
Subscriber Acknowledgement Report (September 1, 2005)
WC Dockets 04-36 and 05-196

Xspedius Communications, LLC ("Xspedius") hereby submits the following Subscriber Acknowledgement Report ("Report"), which contains all of the information described in the Federal Communications Commission's Public Notice, *Enforcement Bureau Provides Further Guidance to Interconnected Voice Over Internet Protocol Service Providers Concerning Enforcement of Subscriber Acknowledgement Requirement*, WC Docket Nos. 04-36 and 05-196, DA 05-2085 (rel. August 26, 2005) ("Public Notice"). Accordingly, Xspedius has fully satisfied the conditions set forth in the original Public Notice as all of Xspedius' existing VoIP subscribers have signed and returned affirmative acknowledgements.

A detailed explanation regarding current compliance with the notice and warning sticker requirements *if* the provider did not notify and issue warning stickers or labels to 100% of its subscribers by the July 29, 2005 deadline. Providers expected to update this information include those that were in the process of providing notice and/or stickers to their subscribers, but had not yet completed the process by July 29, 2005.

As described in Xspedius' August 10 "Subscriber Notification Report," on July 15, 2005, Xspedius distributed an E911 Advisory and warning stickers to 100% of its existing VoIP subscribers by mail. Xspedius asked each subscriber to acknowledge receipt and understanding of the Advisory by signing and returning a certification, which was included at the end of the E911 Advisory, in a pre-addressed, postage paid return envelope by July 29, 2005.

Quantification of the percentage of the provider's subscribers that have submitted affirmative acknowledgements as of the date of this September 1 report, and an estimation of the percentage of subscribers from whom the provider does not expect to receive an acknowledgement by September 28, 2005.

As of August 29, 2005, 100% of Xspedius' VoIP subscribers have submitted an affirmative acknowledgement.

Detailed description of any and all actions the provider plans to take towards any of its subscribers that do not affirmatively acknowledge having received and understood the advisory.

As explained above, Xspedius has received signed acknowledgements from all existing VoIP subscribers.

A detailed description of any and all plans to use a “soft” or “warm” disconnect (or similar) procedure for subscribers that fail to provide an affirmative acknowledgement by September 28, 2005.

Based upon the 100% acknowledgement by Xspedius' VoIP subscribers, Xspedius will not be required to discontinue subscribers' VoIP service.